

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**HARBINGER CAPITAL PARTNERS  
MASTER FUND I, LTD.,**

**Plaintiff,**

**vs.**

**DHB INDUSTRIES, INC.,**

**Defendant.**

**Civil Action No. 06-\_\_\_\_\_**

2006 NOV 30 PM 4:11  
 U.S. DISTRICT COURT  
 DISTRICT OF DELAWARE

**MOTION FOR TEMPORARY RESTRAINING ORDER**

Plaintiff, through its undersigned counsel, hereby moves the Court pursuant to Federal Rule of Civil Procedure 65(b) for an order temporarily restraining the defendant from (1) further violations of the Securities Exchange Act; and (2) holding its annual meeting on December 5, 2006 pending resolution of plaintiff's motion for a preliminary injunction. The grounds for this Motion are set forth in the Complaint and Opening Brief in Support of Plaintiff's Motion for Temporary Restraining Order, filed herewith, which show that irreparable and immediate harm will occur absent a temporary restraining order. As to notice, Plaintiff's counsel certifies that she will attempt to send these papers to the defendant's registered agent and to defendant's counsel and also attempt to contact by telephone defendant's counsel. If notice cannot be achieved, it is respectfully requested that the Court enter the order attached hereto without notice due to the ongoing violations of the Securities Exchange Act as more fully explained in the Complaint and Opening Brief filed simultaneously herewith.

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Date: November 30, 2006



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FOR THE DISTRICT OF DELAWARE**

**HARBINGER CAPITAL PARTNERS  
MASTER FUND I, LTD.,**

**Plaintiff,**

**VS.**

**DHB INDUSTRIES, INC.,**

**Defendant.**

**Civil Action No. 06-**

**TEMPORARY RESTRAINING ORDER**

Upon the Motion of Plaintiff for a Temporary Restraining Order, the Court having considered the Motion, Opening Brief in Support of Plaintiff's Motion for Temporary Restraining Order as well as the Complaint, and having considered the arguments of counsel, IT IS HEREBY ORDERED this \_\_\_\_ day of December, 2006 at \_\_\_\_: \_\_\_\_\_.m., as follows:


Defendants shall immediately cease and desist from: (1) further violations of the Securities Exchange Act; and (2) holding its annual meeting pending resolution of plaintiff's motion for a preliminary injunction.

United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on November 30, 2006, a copy of the foregoing will be served by hand delivery on the following:

DHB, Industries, Inc.  
c/o YCS&T Services LLC  
1000 West Street  
Brandywine Building, 17<sup>th</sup> Floor  
Wilmington, DE 19801

  
\_\_\_\_\_  
Anne C. Foster (#2513)